

REMARKS

Claims 23-34 remain in the application with claims 23-25 and 28 having been amended hereby.

Although no prior art rejections of the claims were made, the superimposing device claims have been amended hereby to include the recitation of the code inversion timing signal. This feature of the present invention is used in the setting means for performing the superimposition in a non-inverted polarity and an inverted polarity. These amendments to the superimposing device claims are thought to render the claims more clear and definite.

Reconsideration is respectfully requested of the rejection of the claims under the judicially created doctrine of obviousness-type double patenting.

Submitted herewith is a Terminal Disclaimer terminally disclaiming the term of any patent granted on the instant application that would extend beyond the term of U.S. Patent 6,356,705, U.S. Patent 6,295,303, U.S. Patent 6,195,129, U.S. Patent 6,954,472, U.S. Patent 6,477,316, and U.S. Patent 6,805,454.

Although the last three patents identified above were utilized in a provisional obviousness-type double patenting rejections, those applications have in fact issued as patents as of this date so that rather than the application numbers the actual patent numbers have been set forth.

Accordingly, by reason of the submission of the Terminal

Disclaimer, it is respectfully submitted that the present application is now in condition for allowance.

The references cited as of interest have been reviewed and are not seen to show the present invention as recited in the amended claims.

Favorable reconsideration is earnestly solicited.

Respectfully submitted,
COOPER & DUNHAM LLP

A handwritten signature in cursive script, reading "Jay H. Maioli".

Jay H. Maioli
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JHM/:tb